



# BARNES & THORNBURG LLP

11 South Meridian Street  
Indianapolis, Indiana 46204  
(317) 236-1313  
(317) 231-7433 Fax

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Customer No. 23643  
Application No. 09/960,562  
Invention: CONTAINER CLOSURE WITH  
HORIZONTAL AND VERTICAL SEALS  
Inventor: Robert J. Smith  
Filed: September 21, 2001  
Patent No.: 6,568,566  
Issued: May 27, 2003  
Attorney  
Docket: 5723-208215  
Examiner: Joseph A. Kaufman

### Certificate Under 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

on February 28, 2011

*Karen Wright*  
(Signature)

Karen Wright  
(Printed Name)

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### CORRECTION OF SMALL ENTITY STATUS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

The captioned application issued as United States Patent No. 6,568,566 on May 27, 2003. It has recently come to the undersigned's attention as counsel for assignee Berry Plastics Corporation that a small entity maintenance fee was paid erroneously. Berry Plastics Corporation, which does not qualify for small entity treatment, acquired this patent in February 2009.

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The undersigned believes that small entity status was established in good faith, and that small entity maintenance fees were paid in good faith.

The total deficiency of \$1,240.00 represents the difference between the current fee amount on the date the deficiency is paid in full and the amount of the previous erroneous (small entity) fee payment.

Our check in the amount of \$1,240.00 is enclosed to make up the deficiency payment of fees pursuant to 37 C.F.R. § 1.28(c)(1) and (2).

The Commissioner is hereby authorized to charge any additional fees, or credit any overpayment of fees, that might be due in connection with this application to the Account of Barnes & Thornburg LLP, Deposit Account No. 10-0435, with reference to our matter No. 5723-208215.

Respectfully submitted,  
BARNES & THORNBURG LLP

  
Richard A. Rezek  
Reg. No. 30796

Indianapolis, Indiana  
Tel: 317-231-7283  
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Email: rrezek@btlaw.com



**Itemization of Deficiency**  
**Attorney Docket No. 5723-208215**  
**Application Serial No. 09/960,562**  
**U.S. Patent No. 6,568,566**

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Type of Fee	Current Fee Amount for Non- Small Entity	Small Entity Fee Actually Paid	Deficiency Owed
Maintenance Fee Year 8	2,480.00	1,240.00	1,240.00
	<b>Total Deficiency:</b>		<b>\$1,240.00</b>



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